

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 18TH DECEMBER 2007 / 27TH AGRAHAYANA 1929

SA.No. 578 of 1996

AS.26/1993 OF SUB COURT, QUILANDY
OS.290/1989 OF MUNSIFF'S COURT, QUILANDY

APPELLANTS: APPELLANTS: DEFENDANTS:

1. KALLAT BALAN, S/O.KELUKUTTY NAIR,
RESIDING AT MANICHERI MALA,
KINALUR AMSOM DESOM, QUILANDY TALUK.
2. POTTANKANDY GOVINDANKUTTY NAIR,
S/O.RARUKUTTY NAIR, MANICHERI MALA,
KINALUR AMSOM DESOM, QUILANDY TALUI.
3. PARACHALIL RAMAN, S/O.KADUNGON,
KINALUR AMSOM DESOM, QUILANDY TALUK.

BY ADV. SRI.N.L.KRISHNAMOORTHY
SRI.K.LAKSHMINARAYANAN
SMT.K.A.MAYA

RESPONDENT: RESPONDENT: PLAINTIFF:

JANAKI AMMA, D/O.MADHAVI AMMA,
ATHIKKATT ADIPARAKKAL, RESIDING AT
MUNDAKAM PARAMBA, KINALUR AMSOM,DESOM,
QUILANDY TALUK.

THIS SECOND APPEAL HAVING COME UP FOR ORDERS ON 18/12/2007,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.T.SANKARAN, J.

S.A. NO. 578 OF 1996

Dated this the 18th December, 2007

JUDGMENT

The sole respondent in the Second Appeal is dead. Though time was granted on 5.12.2007 to cure the defects, the defects are not cured. Today the case is posted in the defect list. Counsel for the appellants prayed for further time to cure the defects. The request is refused. The Second Appeal is dismissed for default. However, liberty is granted to the appellants to apply for restoration of the appeal within one month from today after taking necessary steps for curing the defects.

(K.T.SANKARAN)
Judge

ahz/

K.T.SANKARAN, J.

S.A.NO. 578 OF 1996 B

JUDGMENT

18th December, 2007
